***THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY***

***W.P.No.23595 of 2005***

***Date:03.11.2005***

V.Chandra Kumar.

--------PETITIONER

The Managing Director, A.P.Power Generation Corporation Limited and another.

---------RESPONDENTS

**ORDER:**

The petitioner was appointed as a Typist in the erstwhile A.P.S.E.B. Secretariat Service on 08.07.199. The Board has since been reorganized and the petitioner is now working with A.P.Power Generation Corporation Limited, the 1st respondent herein. The Rules for promotion from the post of Typist, are said to have been amended in the year 1994, stipulating 'Graduation' as one of the qualifications. The petitioner states that the 'pass' in Graduation was not a requirement, when he joined service and that, in fact, the respondents themselves have made provision for promotion of such persons in other branches, such as Account Service. He claims to have been made a representation on 08.07.2004, seeking exemption from the requirement, citing certain instances. His grievance is that the representation has not been disposed of so far.

Heard the learned counsel for the petitioner and the learned counsel for the respondents.

For promotion of a Typist to the next higher post, the Rules stipulate that a candidate must possess 'Graduation' qualification. Admittedly, the petitioner

does not hold such a qualification. The requirement does not appear to be absolute and final. The petitioner has placed before this Court, a copy of G.O.O.No.96, dated 09.05.2003. The General Manager of the 1st respondent-Corporation exempted one Sri G.Rama Rao from possessing the Graduation qualification, and paved the way for promotion. If the petitioner stands on the same footing, there is no reason why he must not be extended the same benefit. It is, however, a matter, which needs to be verified by the 1st respondent. The representation of the petitioner cannot be kept pending indefinitely.

Hence, this Writ Petition is disposed of, directing the 1st respondent to pass appropriate orders on the representation, dated 08.07.2004, submitted by the petitioner, within a period of two months from the date of receipt of a copy of this order. There shall be no order as to costs.

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**03.11.2005**

**Jsu**